IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

NOTICE OF MOTION NO.2602 OF 2004

IN

SUIT NO.1382 OF 1975

...

B.M.K.Industries Pvt.Ltd. ...Plaintiff

v/s.

M/s.Suvarna Dying & Printing Works & ors. ...Defendants

...

Mr.Nilesh Khondary i/b Mr.Tejpal for the Plaintiff.

Mr.Depan C.Shah i/b Divya Shah & Associates for the Defendants in support of Notice of Motion.

...

CORAM: D.K.DESHMUKH, J.

DATED: 14TH JULY,2005

P.C.:

The suit which is earlier filed is a suit filed under the Rent Act in the Small Causes Court. This Court is the Court of original civil jurisdiction, the Small Causes Court is the special court under the Rent Act and therefore, it cannot be said that these courts are of like jurisdiction and therefore, in terms of section 10 of Civil Procedure Code, proceedings in this suit cannot be stayed. Motion disposed of.

...